

ENTERED

January 25, 2024

Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
LAREDO DIVISIONMARIA GUADALUPE REYNA
BENAVIDES

VS.

FEDERAL DEPARTMENT OF
INVESTIGATION§
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CIVIL ACTION NO. 5:23-CV-67

ORDER

Pending before the Court is the United States Magistrate Judge's Report and Recommendation (the "Report") (Dkt. No. 26). On December 18, 2023, United States Magistrate Judge Christopher dos Santos ordered Mr. Anastacio R. Barrera, Plaintiff's "attorney-in-fact" to show cause why the Court should not impose sanctions on him for engaging in the unauthorized practice of law (Dkt. No. 23 at 3). Mr. Barrera filed the Complaint (Dkt. No. 1), pending motion for reconsideration (Dkt. No. 19), and motion to quash (Dkt. No. 21). But Mr. Barrera is not a licensed attorney admitted to practice in the Southern District of Texas, nor did he seek permission from the Court to appear without admission (Dkt. No. 23 at 1–2).

Mr. Barrera did not respond to the Magistrate Judge's show cause order. Accordingly, the Magistrate Judge recommended that the Court order the following:

- (1) Plaintiff's motion for reconsideration, (Dkt. No. 19), and motion to quash, (Dkt. No. 21), be stricken from the record;
- (2) Mr. Barrera be prohibited from giving legal advice or rendering legal services to Plaintiff in connection with this matter;
- (3) Mr. Barrera be prohibited from preparing or making any filings on behalf of Plaintiff in this case;

- (4) any further filings by Barrera be stricken from the record; and
- (5) the Clerk of Court mail copies of this order and all docket entries to the Texas Unauthorized Practice of Law Committee, P.O. Box. 12487, Austin, Texas 78711.

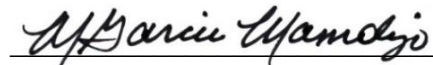
(See Dkt. No. 26 at 1–2).

No party filed an objection to the Report within the 14-day objection period. See Fed. R. Civ. P. 72(b)(2). The Court thus reviews the Report for clear error. See Fed. R. Civ. P. 72(b); *Hack v. Wright*, 396 F.Supp.3d 720, 730 (S.D. Tex. 2019).

Having reviewed the Report and finding no clear error, the Court hereby **ADOPTS** the Report (Dkt. No. 26) **IN WHOLE**. Accordingly, Plaintiff’s motion for reconsideration (Dkt. No. 19), motion to quash (Dkt. No. 21), and any future filings by Mr. Barrera are **STRICKEN**. Mr. Barrera is **PROHIBITED** from providing legal advice or services to Plaintiff and preparing or making filings on her behalf. The Clerk of Court is **ORDERED** to mail copies of this order and all docket entries to the Texas Unauthorized Practice of Law Committee, P.O. Box. 12487, Austin, Texas 78711.

It is so **ORDERED**.

SIGNED January 25, 2024.



Marina Garcia Marmolejo
United States District Judge